

**UNITED STATES BANKRUPTCY APPELLATE PANEL
OF THE TENTH CIRCUIT**

United States
Bankruptcy Appellate Panel
of the Tenth Circuit

A True Copy

Barbara Schermerhorn, Clerk

Attested by: *Barbara A. Schermerhorn*

IN RE AMERICAN INSTITUTIONAL
PARTNERS,

Debtor.

AMERICAN INSTITUTIONAL
PARTNERS, L.L.C.,

Appellant,

v.

JONES WALDO HOLBROOK &
MCDONOUGH, FAIRSTAR
RESOURCES and GOLDLAW PTY.,
LTD.,

Appellees.

BAP No. UT-09-056

Bankr. No. 09-25375
Chapter 11

**ORDER GRANTING
APPELLANT'S MOTION TO
DISMISS APPEAL**

November 30, 2009

The matter before the Court is Appellant's Motion for Dismissal with Prejudice filed by American Institutional Partners, L.L.C. ("Appellant"). The Motion requests that the appeal be dismissed.

Accordingly, it is HEREBY ORDERED that:

- (1) The Motion is GRANTED. Fed. R. Bankr. P. 8001(c)(2); 10th Cir. BAP L.R. 8016-1(h).
- (2) Any deadlines previously set by the Court are VACATED.

- (3) This appeal is DISMISSED.
- (4) The mandate shall issue immediately. A certified copy of this Order shall constitute the mandate on appeal.

For the Panel:
Barbara A. Schermerhorn, Clerk of Court

By:



Barbara Schermerhorn
Clerk of Court